

BINDURA UNIVERSITY OF SCIENCE EDUCATION

FACULTY OF COMMERCE

GRADUATE SCHOOL OF BUSINESS

MASTER OF BUSINESS LEADERSHIP

LEGAL ENVIRONMENT OF BUSINESS (MBL 529)

EXAMINATION PAPER

DURATION: 3 HOURS 30 MINUTES

JUN 2023

INSTRUCTIONS AND INFORMATION TO CANDIDATES

1. Section A is compulsory.
 2. Answer Question 1 from Section A and any three (3) questions from Section B.
 3. The paper carries six questions.
 4. All questions in Section B carry equal marks of 20 each.
 5. The use of cellphones is not allowed in the examination.
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SECTION A (COMPULSORY)

QUESTION 1

a. Mangwito a car dealer wants to sell his personal car. Since he is offering the car at a bargain price, he only wants to extent his offer to his loyal customers. He advertises by way of sending electronic mail messages to his loyal customers. Mucheneteri, a computer genius who has broken into the computer system at Mangwito's workplace accepts Mangwito's offer by sending an electronic email message to Mangwito. Once Mangwito discovers that Mucheneteri is not a customer he alleges that no contract arose because the offer was not made to Mucheneteri. Mucheneteri alleges that a valid contract did arise because the electronic mail message sent by Mangwito did not specify that the offer was only open to Mangwito's loyal customers.

Required:

A With reference to previously decided cases discuss whether a valid contract arose between Mangwito and Mucheneteri. **(20 marks)**

b. Netsai hands in her shocking pink suede jacket at the dry-cleaner. Gamuchirai hands her a receipt. On the back of the receipt is a clause excluding Gamuchirai's liability in the event of negligent damage to or theft of any goods handed in for dry-cleaning. The same words appear on a big notice board in the shop which is clearly visible. When Netsai fetches her jacket, she is dismayed to discover that the jacket's colour has been changed by the dry- cleaning process.

Required:

Is Netsai bound by the exemption clause? Discuss. **(20 marks)**

[Total: 40 marks]

SECTION B: (Answer any three (3) questions)

QUESTION 2

Identify and discuss the three main forms of registerable business entities in Zimbabwe highlighting the advantages and disadvantages of each. **[20 marks]**

QUESTION 3

What are the roles of the three main actors in the tripartite employment relationship?

[20 marks]

QUESTION 4

Identify and critically discuss the different types of intellectual property.

[20 marks]

QUESTION 5

Draft a lease agreement for a business premises you want to rent out to Matambo Trading Pvt Limited.

[20 marks]

QUESTION 6

What professional ethics should be possessed by leaders and managers in the world of business?

[20 marks]

END OF EXAMINATION PAPER